

**STATE OF NEW JERSEY
DIVISION OF CONSUMER AFFAIRS
BOARD OF CHIROPRACTIC EXAMINERS
124 HALSEY STREET
NEWARK, NEW JERSEY
PUBLIC SESSION MINUTES
THURSDAY, APRIL 23 , 2015**

A meeting of the New Jersey Board of Chiropractic Examiners was held on April 23, 2015 at the State Office Building, 124 Halsey Street, 7th floor, Newark, New Jersey in the Somerset Conference Room on the 6th floor. The meeting was convened in accordance with the provisions of the Open Public Meetings Act with previous notification having been sent to the Secretary of State and the following publications: The Record, Newark Star Ledger, Camden Courier Post, Trenton Times and Asbury Park Press to advise of the scheduling of this meeting. The meeting was called to order by David Allen, D.C., President of the Board, at 10:00 A.M. A roll call was taken and the following attendance was recorded and a quorum was present:

David A. Allen, D.C.	Present
Rosemary Calio, BSN, RN, D.C.	Present
Paul Lyons, D.C.	Excused
Lawrence O'Connor, D.C.	Present
Thomas A. Senatore, Sr., D.C.	Present
Albert Stabile, Jr., D.C.	Excused
John Traier	Absent
Brett A. Wartenberg, D.C.	Present
James L. Winters, D.C.	Present

Also present were: **Virginia Class-Matthews, Deputy Attorney General; Lisa Tadeo, Executive Director; and Tracy Steel, Board Staff.**

I. APPROVAL OF THE PUBLIC SESSION MINUTES OF MARCH 26, 2015

A motion was made by Dr. O'Connor, which was seconded by Dr. Senatore, to approve the public session minutes from the March 26, 2015 Board meeting as amended. A vote was taken and the motion passed with all members voting in favor.

II. CONTINUING EDUCATION COMMITTEE

The continuing education committee reviewed 18 courses submitted by continuing education sponsors. The committee recommended that 18 courses be approved based on the information submitted for these courses. A motion was made by Dr. O'Connor and seconded by Dr. Winters, to approve the 18 courses as recommended by the committee. A vote was taken and motion passed with all members present voting in favor.

III. NEW BUSINESS

Upon a motion made by Dr. O'Connor, which was seconded by Dr. Calio, the Board voted to go into Executive Session to review and discuss applications for licensure and reinstatement. The motion carried by a unanimous vote. The Board returned to public session to continue the meeting and vote on the applications for licensure and reinstatement.

A. Application for Chiropractic Licensure

1. Alexandra P. Dilba

A motion was made by Dr. O'Connor, which was seconded by Dr. Winters, to approve Dr. Dilba's application for licensure. A vote was taken and the motion passed with all members present voting in favor.

2. Michael Howard (Endorsement)

A motion was made by Dr. O'Connor, which was seconded by Dr. Calio, to approve Dr. Howard's application for licensure provided Dr. Howard provides proof that he complied with the continuing education requirements for New York. A vote was taken and the motion passed with all members present voting in favor.

B. Application for Reinstatement

1. Luke E. Fogg, Jr., D.C.

A motion was made by Dr. O'Connor, which was seconded by Dr. Winters to approve Dr. Fogg's application for reinstatement provided he takes and passes the New Jersey orientation and jurisprudence examination. A vote was taken and the motion passed with all members present voting in favor.

2. Steven Frank Goodstein, D.C.

A motion was made by Dr. O'Connor, which was seconded by Dr. Calio, to approve Dr. Goodstein's application for reinstatement. A vote was taken and the motion passed with all members present voting in favor.

3. Brian T. Capra, D.C.

A motion was made by Dr. O'Connor, which was seconded by Dr. Winters, to approve Dr. Capra's application for reinstatement. A vote was taken and the motion passed with all members present voting in favor.

4. Paul Trinkoff, D.C.

A motion was made by Dr. O'Connor, which was seconded by Dr. Winters, to approve Dr. Trinkoff's application for reinstatement. A vote was taken and the motion passed with all members present voting in favor.

5. Joseph Janowski, D.C.

A motion was made by Dr. O'Connor, which was seconded by Dr. Calio to inform Dr. Janowski that he must provide current continuing education credits that were completed with in the past two years. The Board will consider Dr. Janowski's reinstatement application when they receive a copy of his current continuing education credits. A vote was taken and the motion passed with all members present voting in favor.

6. John Jaeger, D.C.

A motion was made by Dr. O'Connor, which was seconded by Dr. Winters, to approve Dr. Jaeger's application for reinstatement. A vote was taken and the motion passed with all members present voting in favor.

7. Samuel Evenstein, D.C.

A motion was made by Dr. Calio, which was seconded by Dr. O'Connor, to reinstate Dr. Evenstein's license. A vote was taken and all members present voted in favor.

C. Inquiry submitted by Andrea Brennan, D.C.
RE: Scope of Practice

Ms. Brennan noted that chiropractors may order but not perform bioanalytical laboratory tests consistent with chiropractic practice and inquired whether food sensitivity tests fell under that umbrella.

A motion was made by Dr. O'Connor, which was seconded by Dr. Winters to inform Ms. Brennan that it is within the scope of practice to order food sensitivity testing provided it is consistent with chiropractic care. A vote was taken and the motion passed with all members present voting in favor.

D. Inquiry submitted by Kreig Embriano
RE: Scope of Practice

Mr. Embriano informed the Board that Jeffrey McGunnigle, D.C. advertised "free chiropractic screenings" for pets at a pet store on a particular day.

A motion was made by Dr. O'Connor, which was seconded by Dr. Calio to ask Dr. McGunnigle if he is working under the direction of a veterinarian and to provide proof of such. A vote was taken and the motion passed with all members present voting in favor.

E. Inquiry submitted by William Yu, D.C.
RE: Dry Needling

Dr. Yu inquired whether chiropractors can perform dry needling.

A motion was made by Dr. Calio, which was seconded by Dr. Winters to table this matter. A vote was taken and Dr. O'Connor opposed while all others voted in favor. The motion passed by a majority vote.

IV. BOARD ELECTIONS

Dr. Allen was nominated for President of the Board at the Board's March 26, 2015 meeting. Ms. Tadeo called for further nominations for President of the Board and there were none. Dr. O'Connor then made a motion, seconded by Dr. Senatore to close the nominations and elect Dr. Allen for President of the Board by acclamation. The vote of the Board was unanimous.

Dr. O'Connor and Dr. Winters were nominated for Vice President of the Board at the Board's March 26, 2015 meeting. Dr. Winters withdrew his nomination. Ms. Tadeo called for further nominations and a motion was made by Dr. Wartenberg, which was seconded by Dr. Winters to nominate Dr. Calio. Ms. Tadeo called for further nominations and there were none. Dr. Senatore then made a motion, seconded by Dr. Allen to close the nominations. A vote was taken to elect Dr. O'Connor for Vice President. Dr. Allen, Dr. O'Connor, Dr. Senatore and Dr. Winters voted in favor while all others voted in opposition. The vote did not pass. A vote was taken to elect Dr. Calio for Vice President. Dr. Calio and Dr. Wartenberg voted in favor while all others voted in opposition. The vote did not pass.

Dr. Lyons was nominated for Secretary of the Board at the Board's March 26, 2015 meeting. Ms. Tadeo called for further nominations for Secretary of the Board and there were none. Dr. O'Connor then made a motion, seconded by Dr. Winters to close the nominations and elect Dr. Lyons Secretary of the Board by acclamation. The vote of the Board was unanimous.

Dr. Wartenberg was nominated for Treasurer of the Board at the Board's March 26, 2015 meeting. Ms. Tadeo called for further nominations for Treasurer of the Board and there were none. Dr. O'Connor then made a motion, seconded by Dr. Winters to close the nominations and elect Dr. Wartenberg Treasurer of the Board by acclamation. The vote of the Board was unanimous.

V. FEDERATION OF CHIROPRACTIC LICENSING BOARDS (FCLB)

Dr. O'Connor provided the Board with a verbal update on FCLB activities.

ADJOURNMENT

The Board returned to Public Session and a motion was made by Dr. O'Connor which was seconded by Dr. Winters to adjourn the meeting at 2:00 P.M. A vote was taken and the motion passed with all members present voting in favor.

Respectfully submitted,

Lisa Tadeo
Executive Director